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C&S LOGISTICS OF HAWAII, LLC, C&S
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COHEN

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

WAYNE BERRY, a Hawaii citizen;

) CIVIL NO. CV03-00385 SOM-LEK
) (Copyright)
 Plaintiff,)
) MOTION OF PREVAILING
 vs.) DEFENDANTS C&S WHOLESALE
) GROCERS INC., C&S ACQUISITION
) LLC, C&S LOGISTICS LLC, ES3 LLC
) AND RICHARD COHEN FOR
) AWARD OF ATTORNEYS'
) FEES AND FULL COSTS
)
)

HAWAIIAN EXPRESS SERVICE,
INC., et al.,

Defendants.

**MOTION OF PREVAILING DEFENDANTS C&S WHOLESALE
GROCERS INC., C&S ACQUISITION LLC, C&S LOGISTICS LLC,
ES3 LLC AND RICHARD COHEN FOR AWARD OF ATTORNEYS'**

FEES AND FULL COSTS

C&S LOGISTICS OF HAWAII, LLC, C&S WHOLESALE GROCERS, INC., C&S ACQUISITIONS LLC; ES3, LLC, and RICHARD COHEN (collectively, "Movants"), by and through their counsel, Kobayashi, Sugita & Goda, hereby move for an award of attorneys' fees, related nontaxable expenses and taxation of costs. Each of the above-named Movants prevailed in this case when the Honorable Susan Mollway granted summary judgment rejecting all of the plaintiff's claims against them, and consequently, seek to recover all attorneys' fees and associated costs incurred in litigating this matter.

Movants bring this motion pursuant to 17 U.S.C. § 505, Rule 54(d) of the Federal Rule of Civil Procedure, and local rules LR54.2 and LR54.3 of the Local Rules of Practice for the United States District Court for the District of Hawaii.

DATED: Honolulu, Hawaii, March 23, 2006.

/s/ Thomas H. Yee
KOBAYASHI, SUGITA & GODA

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